## DISTRICT ATTORNEY COUNTY OF NEW YORK

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OFFICER: SHERENE SEWELL SHIELD NUMBER: 1716

## DISCLOSURE ADVISORY

For the person named above, whom the People may call as a witness, please be advised as follows.

- 1. The Department of Correction City of New York has deemed substantiated an allegation that on or about July 23, 2018, on the 0700x1531 hour tour, Captain S. Sewell, failed to sign her injury report for an inmate, dated July 14, 2018. By her actions, Captain Sewell violated Rule and Regulation 3.05.010.
- 2. The Department of Correction City of New York has deemed substantiated an allegation that on or about August 7, 2018 at approximately 1111 hours, a Use of Force occurred in the MDC 5 East housing area involving an inmate, and several staff members. Review of Genetec video cameras revealed that four (4) applications of OC were utilized. Captain Sewell deployed two applications of chemical agents and another officer, utilized two applications of chemical agents. As per Directive 4510R-H, dispersion directed at an inmate shall be limited to three (3), two (2) second burst. Captain Sewell was the Probe Team supervisor and failed to instruct staff on properly utilizing the chemical agents. By her actions, Captain Sewell violated Rule and Regulation 3.05.120: Members of the Department are responsible for the efficient performance of their duties and for the proper supervision of any inmates under their direction.
- 3. The Department of Correction City of New York has deemed substantiated an allegation that on or about September 6, 2018, at approximately 1212 hours within the 9 South Housing Area of MDC, Captain Sherene Sewell engaged in conduct unbecoming a member of service and failed to efficiently perform her duties in that she utilized excessive, unnecessary, and impermissible force against an inmate when she deployed chemical agents towards the inmate, who was secured within a caged area at the time, in response to his verbal threats. By her actions, Captain Sewell attempted to place said inmate in fear of injury.
- 4. The Department of Correction City of New York has deemed substantiated an allegation that on or about November 10, 2018 at approximately 0523hrs, Use of Force occurred in the Intake Area. Captain Sherene Sewell was the supervisor on scene prior and during the UOF. The UOF appeared to be anticipated and Captain Sewell failed to notify the on-duty Tour Commanders as delineated in the Directive 5006RD. In addition, to failing to notify the Tour Commander, while the force was transpiring, Captain Sewell failed to enter pen #7 and supervise the force. For her actions, Captain Sewell was charged with violating Directive 5006RD and Rules and Regulations #2.25.040.

5. The department of Correction City of New York has deemed substantiated an allegation that on or about December 12, 2019, Captain Sewell was observed via Genetec entering into the 6 Floor Vestibule and stepping into 6 West housing area. There were numerous inmates walking around, not secured in their cells during the Institutional Lock-in. Captain Sewell was observed leaving the housing area without attempting to assist staff by securing the inmates or giving direction and instructions to staff. By her actions, Captain Sewell's failure to intervene or supervise the situation allowed the situation to escalate resulting in a Use of Force.

Various publicly available websites and databases contain disciplinary information for certain law enforcement officers. Information in such databases about this officer is not necessarily included in this advisory.

Any information herein regarding civil lawsuits against an officer is not necessarily a complete list of civil lawsuits in which that officer is a defendant.

Allegations of misconduct that have not been substantiated and are not pending (including, but not limited to, findings of unsubstantiated, unfounded, and exonerated), and allegations of technical infractions, are not subject to disclosure and are not included in this advisory.

The decision to include information in this advisory does not represent a conclusion by the People that it is required to be disclosed.

The People reserve the right to oppose or move to limit the use of any information included herein or disclosed in the future.

If you have any questions, please contact the Assistant District Attorney assigned to the case on which you are receiving this advisory.

Date: November 18, 2020